**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH**
**AT HYDERABAD**

WEDNESDAY, THE SEVENTEENTH DAY OF MARCH, TWO THOUSAND AND FOUR

: PRESENT :

THE HONOURABLE **MR. DEVINDER GUPTA,** THE CHIEF JUSTICE

AND

THE HONOURABLE MS. JUSTICE : **G. ROHINI**

WRIT APPEAL No. 537 of 2004.

(Writ Appeal under Clause 15 of the Letters Patent Act against the Order in W.P.No. 2333 of 2003 dated 6-1-2004 on the file of the High Court).

**Between:**

Kummari Ramulu

..Appellant

AND

1. Gangaram Penta Reddy S/o. Ram Reddy,
   R/o. Raipally-D Village, Zaheerabad Mandal, Medak District.
2. Gangaram Sangareddy S/o. Siddareddy R/o. Raipally-D Village
   Zaheerabad Mandal, Medak District.
3. Devrampally Rajkumar S/o. Devdas, R/o. Raipally-D Village,
   Zaheerabad Mandal, Medak District.
4. V. Rambhander S/o. not known, R/o. Raipally-D Village,
   Zaheerabad Mandal, Medak District.
5. The Mandal Parishad Development Officer/Election Authority,
   Zaheerabad, Medak District
   (Respondents 4 & 5 are not necessary parties to this appeal)

Respondents

FOR THE APPELLANT : Mr. P. Laxma Reddy, Advocate

FOR THE RESPONDENT Nos. 1 to 3 : Mr. B. Nalin Kumar, Advocate

The Court delivered the following ORDER:

**The question raised in this appeal is about the applicability of provisions of Order VI Rule 17 of the Code of Civil Procedure to an Election Petition filed under the provisions of the A.P. Panchayat Raj (Election Tribunals in respect of Gram Panchayats, Mandal Parishads and Zilla Parishads) Rules, 1995. The question raised in this case is an narrated below.**

**The Rules required all candidates to be joined as respondents in the Election Petition, who were nominated for elections but had not withdrawn before polling. Unsuccessful candidate, in addition to calling in question the election of elected candidate, is also claiming a declaration that he himself or any of the candidate has been duly elected impleading all but with wrong description of one of the candidates. No objection is raised in the reply to election petition that description was wrong. Can in such a case, amendment of Election Petition be allowed subsequently?**

**List next week. Till further orders, it is directed that event if the arguments are heard in O.P.No. 3 of 2001 on the file of Junior Civil Judge-Cum-Election Tribunal, Zaheerabad, decision will not be announced.**

**Sd/- I.V. RAMA RAJU**

ASSISTANT REGISTRAR

// TRUE COPY //

for ASSISTANT REGISTRAR

To

1. Gangaram Penta Reddy S/o. Ram Reddy,
   R/o. Raipally-D Village, Zaheerabad Mandal, Medak District.
2. Gangaram Sangareddy S/o. Siddareddy R/o. Raipally-D Village
   Zaheerabad Mandal, Medak District.

3. Devrampally Rajkumar S/o. Devdas, R/o. Raipally-D Village,
Zaheerabad Mandal, Medak District.
4. The Junior Civil Judge-Cum-Election Tribunal, Zaheerabad, Medak District.
5.The Mandal Parishad Development Officer, Election Authority, Zaheerabad, Medak Dt
6. Two Spare copies.
**TKK**

# HIGH COURT

**HC.J**
**&**
**RG.J**

**DT. 17-3-2003.**

**ORDER**

**W.A.NO. 537 OF 2004**

**DIRECTION**

**DRAFTED BY TKK**
**DT.19-3-2004.**

# HIGH COURT

**HC.J**

**&**

**RG.J**

**DT. 17-3-2003.**

**ORDER**

**W.A.NO. 573 OF 2004**

# DIRECTION